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18 Attorneys for Defendants Robinhood
19 Financial LLC, Robinhood Securities,
20 LLC, and Robinhood Markets, Inc.

21 **UNITED STATES DISTRICT COURT**
22 **NORTHERN DISTRICT OF CALIFORNIA**
23 **OAKLAND DIVISION**

24 ROBERT DAYS,

25 Plaintiff,

26 vs.

27 ROBINHOOD MARKETS, INC., a
28 Delaware corporation; ROBINHOOD
FINANCIAL LLC, a Delaware limited
liability company; ROBINHOOD
SECURITIES, LLC, a Delaware limited
liability company;

Defendants.

Case No.: 4:21-cv-00696-YGR

**JOINT STIPULATION TO
EXTEND DEADLINE TO
MOVE OR OTHERWISE
RESPOND TO PLAINTIFF'S
COMPLAINT**

1 Plaintiff Robert Days (“Plaintiff”) and Defendants Robinhood Financial LLC,
2 Robinhood Securities, LLC, and Robinhood Markets, Inc. (collectively, “Defendants”,
3 and together with Plaintiff, the “Parties”), hereby stipulate and agree as follows:

4 WHEREAS, Plaintiff filed a Complaint on January 28, 2021 (Dkt. No. 1);

5 WHEREAS, Plaintiff filed a First Amended Complaint (“FAC”) on February 1,
6 2021 (Dkt. No. 6);

7 WHEREAS, Defendants were served with the FAC on February 3, 2021;

8 WHEREAS, Defendants’ deadline to move or otherwise respond to the FAC is
9 currently February 24, 2021;

10 WHEREAS, Plaintiff desires to file a Second Amended Complaint (“SAC”)
11 that will moot any need for Defendants to respond to the FAC, and Defendants do not
12 object to the same;

13 WHEREAS, on February 5, 2021, the plaintiffs in *Cheng et al v. Ally Financial*
14 *Inc. et al*, 21-cv-00781 (N.D. Cal.), filed a Motion for Transfer of Actions to the
15 Northern District of California Pursuant to 28 U.S.C. § 1407 for Coordinated or
16 Consolidated Pretrial Proceedings (“Motion”) with the Judicial Panel on Multidistrict
17 Litigation (“Panel”), and included this action on the schedule of actions requested to
18 be centralized;

19 WHEREAS, on February 9, 2021, the Panel accepted the Motion for filing as *In*
20 *re January 2021 Short Squeeze Trading Litigation* (MDL No. 2989) and ordered an
21 accelerated briefing schedule;

22 WHEREAS, responses in support of or opposition to the Motion are due on or
23 before March 1, 2021, and any reply is due on or before March 5, 2021;

24 WHEREAS, a hearing on the Motion is scheduled for March 25, 2021;

25 WHEREAS, the Parties want the action to proceed in an orderly and efficient
26 manner;

27 WHEREAS, this is the first extension that has been requested and the Parties
28 have not obtained any previous extensions;

1 WHEREAS, Civil Local Rule 6-1 permits the Parties to “stipulate in writing,
2 without a Court order, to extend the time within which to answer or otherwise respond
3 to the complaint” so long as “the change will not alter the date of any event or any
4 deadline already fixed by Court order”;

5 WHEREAS, the Parties have met and conferred and agreed to extend the
6 deadline to move or otherwise respond to the operative Complaint to April 30, 2021,
7 or, if the transfer motion is granted, and the transferee judge orders Defendants to
8 respond by a certain date, until the date by which the transferee judge orders
9 Defendants to move or otherwise respond to the Complaint, whichever is later;

10 WHEREAS, Defendants do not waive, and expressly reserve, all available
11 defenses and challenges to jurisdiction; and

12 WHEREAS, such a stipulated extension would be without prejudice to Plaintiff
13 filing the SAC.

14 NOW THEREFORE, the Parties stipulate that:

- 15 1. Plaintiff may file his Second Amended Complaint by March 15, 2021.¹
- 16 2. Defendants’ deadline to move or otherwise respond to the operative
17 Complaint shall be extended to April 30, 2021, or, if the transfer motion
18 is granted, and the transferee judge orders Defendants to respond by a
19 certain date, until the date by which the transferee judge orders
20 Defendants to move or otherwise respond to the Complaint, whichever is
21 later.
- 22 3. The Parties may stipulate to a further extension of time to move or
23 otherwise respond to the operative Complaint in this action.
- 24 4. Nothing herein shall prevent Defendants from moving for additional time
25 to move or otherwise respond to the operative Complaint.

26
27 ¹ Should the Court so require, Defendants will execute a separate stipulation in
28 connection with Plaintiff’s filing of the SAC, authorizing the same.

1
2 Dated: February 22, 2021

By: /s/ C. Brandon Wisoff

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25 *Counsel for Robinhood Financial LLC,*
26 *Robinhood Securities, LLC, and Robinhood*
27 *Markets, Inc.*
28

1 Dated: February 22, 2021

By: /s/ Matthew L. Venezia

2 Dennis S. Ellis
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14 *Counsel for Robert Days*

15 **ATTESTATION**

16 I, C. Brandon Wisoff, am the ECF User whose identification and password are
17 being used to file this Stipulation. In compliance with Local Rule 5-1(i)(3), I attest that
18 concurrence in the filing in this document was obtained from the above signatories.

19 Dated: February 22, 2021

FARELLA BRAUN + MARTEL LLP

20
21 By: /s/ C. Brandon Wisoff

22 C. Brandon Wisoff

23 *Counsel for Robinhood Financial LLC,*
24 *Robinhood Securities, LLC, and*
25 *Robinhood Markets, Inc.*
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